

ASSEMBLY, No. 2208

STATE OF NEW JERSEY

219th LEGISLATURE

PRE-FILED FOR INTRODUCTION IN THE 2020 SESSION

Sponsored by:

Assemblyman JOHN F. MCKEON

District 27 (Essex and Morris)

SYNOPSIS

Permits counties and municipalities to bond for passenger cars and station wagons solely fueled by electric or renewable power sources.

CURRENT VERSION OF TEXT

Introduced Pending Technical Review by Legislative Counsel.



1 **AN ACT** concerning local bonds and amending N.J.S.40A:2-22.

2

3 **BE IT ENACTED** *by the Senate and General Assembly of the State*
4 *of New Jersey:*

5

6 1. N.J.S.40A:2-22 is amended to read as follows:

7 40A:2-22. The governing body of the local unit shall determine
8 the period of usefulness of any purpose according to its reasonable
9 life computed from the date of the bonds, which period shall not be
10 greater than the following:

11 a. Buildings and structures.

12 1. Bridges, including retaining walls and approaches, or
13 permanent structures of brick, stone, concrete or metal, or similar
14 durable construction, 30 years.

15 2. Buildings, including the original furnishings and equipment
16 therefor:

17 Class A: A building, of which all walls, floors, partitions, stairs
18 and roof are wholly of incombustible material, except the window
19 frames, doors, top flooring and wooden handrails on the stairs, 40
20 years;

21 Class B: A building, the outer walls of which are wholly of
22 incombustible material, except the window frames and doors, 30
23 years;

24 Class C: A building which does not meet the requirements of
25 Class A or Class B, 20 years.

26 3. Buildings or structures acquired substantially reconstructed
27 or additions thereto, one-half the period fixed in this subsection for
28 such buildings or structures.

29 4. Additional furnishings, five years.

30 b. Marine improvements.

31 1. Harbor improvements, docks or marine terminals, 40 years.

32 2. Dikes, bulkheads, jetties or similar devices of stone,
33 concrete or metal, 15 years; of wood or partly of wood, 10 years.

34 c. Additional equipment and machinery.

35 1. Additional or replacement equipment and machinery, 15
36 years.

37 2. Voting machines, 15 years.

38 3. Information technology and telecommunications equipment,
39 7 years, except that for items with a unit cost of less than \$5,000, 5
40 years.

41 d. Real property.

42 1. Acquisition for any public purpose of lands or riparian
43 rights, or both, and the original dredging, grading, draining or
44 planting thereof, 40 years.

EXPLANATION – Matter enclosed in bold-faced brackets **[thus]** in the above bill is
not enacted and is intended to be omitted in the law.

Matter underlined thus is new matter.

- 1 2. Improvement of airport, cemetery, golf course, park,
2 playground, 15 years.
- 3 3. Stadia of concrete or other incombustible materials, 20
4 years.
- 5 e. Streets or thoroughfares.
- 6 1. Elimination of grade crossings, 35 years.
- 7 2. Streets or roads:
- 8 Class A: Rigid pavement. A pavement of not less than eight
9 inches of cement concrete or a six-inch cement concrete base with
10 not less than three-inch bituminous concrete surface course, or
11 equivalent wearing surface, 20 years.
- 12 Flexible pavement. A pavement not less than 10 inches in depth
13 consisting of five-inch macadam base, three-inch modified
14 penetration macadam and three-inch bituminous concrete surface
15 course or other pavements of equivalent strength, in accordance
16 with the findings of the American Association of State Highway
17 Officials (AASHO) Road Test, 20 years.
- 18 Class B: Mixed surface-treated road. An eight-inch surface of
19 gravel, stone or other selected material under partial control mixed
20 with cement or lime and fly ash, six inches in compacted thickness
21 with bituminous surface treatment and cover, 10 years.
- 22 Bituminous penetration road. A five-inch gravel or stone base
23 course and a three-inch course bound with a bituminous or
24 equivalent binder, 10 years.
- 25 Class C: Mixed bituminous road. An eight-inch surface of
26 gravel, stone, or other selected material under partial control mixed
27 with bituminous material one inch or more in compacted thickness,
28 five years.
- 29 Penetration macadam road. A road of sand, gravel or water-
30 bound macadam, or surfacing with penetration macadam, five years.
- 31 3. Sidewalks, curbs and gutters of stone, concrete or brick, 10
32 years.
- 33 The period of usefulness in this subsection shall apply to
34 construction and reconstruction of streets and thoroughfares.
- 35 f. Utilities and municipal systems.
- 36 1. Sewerage system, whether sanitary or storm water, water
37 supply or distribution system, 40 years.
- 38 2. Electric light, power or gas systems, garbage, refuse or ashes
39 incinerator or disposal plant, 25 years.
- 40 3. Communication and signal systems, 10 years.
- 41 4. House connections to publicly-owned gas, water or sewerage
42 systems from the service main in the street to the curb or property
43 lines where not part of original installation, five years.
- 44 g. Vehicles and apparatus.
- 45 1. Fire engines, apparatus and equipment, when purchased
46 new, but not fire equipment purchased separately, 10 years.
- 47 2. Automotive vehicles, including original apparatus and
48 equipment (other than passenger cars and station wagons that are

1 not solely fueled by an electric or other renewable power source),
2 when purchased new, five years.

3 3. Major repairs, reconditioning or overhaul of fire engines and
4 apparatus, ambulances, rescue vehicles, and similar public safety
5 vehicles (other than passenger cars and station wagons that are not
6 solely fueled by an electric or other renewable power source) which
7 may reasonably be expected to extend for at least five years the
8 period of usefulness thereof, five years.

9 h. The closure of a sanitary landfill facility utilized, owned or
10 operated by a county or municipality, 15 years; provided that the
11 closure has been approved by the Board of Public Utilities and the
12 Department of Environmental Protection. For the purposes of this
13 subsection "closure" means all activities associated with the design,
14 purchase or construction of all measures required by the
15 Department of Environmental Protection, pursuant to law, in order
16 to prevent, minimize or monitor pollution or health hazards
17 resulting from sanitary landfill facilities subsequent to the
18 termination of operations at any portion thereof, including, but not
19 necessarily limited to, the costs of the placement of earthen or
20 vegetative cover, and the installation of methane gas vents or
21 monitors and leachate monitoring wells or collection systems at the
22 site of any sanitary landfill facility.

23 i. (Deleted by amendment, P.L.2007, c.62.)

24 j. The prefunding of a claims account for environmental
25 liability claims by an environmental impairment liability insurance
26 pool pursuant to P.L.1993, c.269 (C.40A:10-38.1 et al.), 20 years.
27 (cf: P.L.2007, c.62, s.17)

28
29 2. This act shall take effect immediately.

30 31 32 STATEMENT

33
34 This bill permits counties and municipalities to issue bonds to
35 acquire passenger cars and station wagons that are solely fueled by
36 an electric or other renewable power source.

37 Under current law, counties and municipalities may only issue
38 bonds to finance certain projects having a period of usefulness of at
39 least five years. Additionally, the Local Bond Law, N.J.S.40A:2-1
40 et seq., excludes passenger cars and station wagons from the
41 category of newly purchased automotive vehicles that are deemed
42 to have a maximum period of usefulness of five years. As a result,
43 counties and municipalities are not permitted to bond for these
44 vehicles.

45 The bill amends the Local Bond Law to permit counties and
46 municipalities to bond for certain environmentally friendly
47 passenger cars and station wagons. Specifically, the bill amends the
48 provision exempting passenger cars and station wagons to apply

1 only to those vehicles which are not solely fueled by an electric or
2 other renewable power source. Under the bill, counties and
3 municipalities would therefore be permitted to bond for fully-
4 electric passenger cars and station wagons.